

prepared by the
Crown Land Classification Committee



APPROVED BY
PROVINCIAL LAND
USE COMMITTEE

December 1, 1982

CROWN LAND USE
CLASSIFICATION PLAN
for

**NEEPAWA & AREA
PLANNING DISTRICT**

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CROWN LAND USE CLASSIFICATION PLAN
FOR
NEEPAWA AND AREA PLANNING DISTRICT

I. INTRODUCTION

The actual management and administration of Crown land is split between two Departments of government, the Departments of Natural Resources and of Agriculture. The Agricultural Crown Lands Branch has been assigned the functions and related administration pertaining to the issuance of agricultural leases and permits of occupation or use of those Crown lands which are designated by the Minister of Natural Resources as:

- 1) primarily agricultural lands, and
- 2) designated as multiple use lands which may only be used for agricultural purposes on an interim or secondary use basis, subject to specific conditions and covenants required by other resource users.

The principle responsibility for Crown land remains with the Department of Natural Resources, which administers the Crown Lands Act excepting those specific sections under the responsibility of the Minister of Agriculture.

The classifying to use of Crown land in Agro-Manitoba is the responsibility of the Crown Land Classification Committee (CLCC). This is an interdepartmental group with representation from the Departments of Agriculture, Natural Resources and Municipal Affairs. The CLCC reports to and receives its direction from the Provincial Land Use Committee of Cabinet.

The Crown land use classification plan to be discussed and presented in this report is the end result of the integration of the Crown land classification map prepared by the CLCC and the various requirements for management and administration of the Departments of Natural Resources and Agriculture.

The Crown land classification plan applies only to Crown land, the jurisdiction of which remains the responsibility of the Manitoba Government.

II. ADMINISTRATION

This plan is prepared by the Crown Land Classification Committee. The land use, as per the plan, is administered by the Department of Agriculture, Agricultural Crown Lands Branch, and the Department of Natural Resources, Lands Branch.

It is the intent of the Crown Land Classification Committee upon consultation with the municipality(s) and/or the planning district board, to present the plan for approval to the Provincial Land Use Committee of Cabinet. It is also the intent of the Crown Land Classification Committee to consult with the municipality(s) and/or the planning district board when changes to the plan are being considered. The subsequent changes would also be presented to the Provincial Land Use Committee.

III. GENERAL LAND USE CONSIDERATIONS

There are a number of basic concepts, principles and guidelines which must be considered in classifying the use of Crown lands. These considerations influence the ultimate use, intensity of use and management of Crown land. Specifically:

- A) Crown land classification is guided by provincial land use policies with management of Crown lands carried out in accordance with Provincial Acts and Regulations.
- B) Where there has been significant public or private investment, affected Crown land will be managed to the best advantage of the use for which the investment was made.
- C) Normal management practices on all Crown land shall include:
 - 1) the application of multiple land use principles,
 - 2) the protection and improvement of the land's long term productive capacity,
 - 3) the minimization of erosion and other destructive processes, and
 - 4) the utilization of the land consistent with its inherent capabilities with due consideration given to intensive management.
- D) For Crown lands under agricultural lease the following applies:
 - 1) the right of public access shall be in accordance with such acts, regulations and contracts that are in place from time to time,
 - 2) access is guaranteed to quarry lease operations subject to compensation being negotiated relative to loss of privately owned improvements,
 - 3) the right of the Province to enter a leased area and to withdraw lease rights on lands for utility rights-of-way, is guaranteed,
 - 4) lands having greater than 9% slope must be maintained in native cover or permanent forage,
 - 5) a buffer strip of woody vegetation not less than 45.75 meters (150 feet) in width must be retained within 91.5 meters (300 feet) of all municipal and provincial roads,
 - 6) a buffer strip of natural vegetation from 45.75 to 91.5 meters (150 to 300 feet) wide must be left adjacent to all water courses and permanent water bodies,
 - 7) no wetland shall be drained or filled without approval,
 - 8) topsoil and leaf mat shall not be removed,
 - 9) all grazing land must be fenced. Strips of 15.25 meters (50 feet) in width per lease can be cleared for fencelines, and
 - 10) merchantable timber is subject to stumpage rates if it is marketable.
- E) Survey monuments defining Township, Section and Quarter Section corners shall not be destroyed.
- F) In general, non-conforming uses on Crown land will be allowed to continue until the existing commitment expires or a suitable alternative site for the use can be found.

- G) The Crown land plan is limited, in general, to the classification of the surface use of the land. Nothing in the classification, except where indicated in the plan will preclude or limit future mineral extraction from Crown lands where approved by the Provincial Government.
- H) Sites, structures and areas of historical, architectural and/or archaeological significance exist on Crown land and should be identified. Those that are identified shall be protected from uses and activities that would endanger them until such time as appropriate measures (mitigative, retention etc.) are determined.
- I) The Plan does not restrict the Province from entering or withdrawing Crown lands for utility rights-of-ways, highways, roads, drains, etc. subject to normal clearance and approval procedures.

IV. OVERVIEW

There are approximately 148 square kilometres (57 sq. mi.) of Crown land in the Planning District. This represents about 10 percent of the total area. Of the Crown land nearly half, 48 percent, has been designated by Provincial Order-in-Council as Community Pasture. The remaining Crown land has been classed for a variety of uses, agriculture, wildlife, recreation, natural lands and other special uses.

V. CROWN LAND USE CLASSIFICATIONS

There are seven basic classifications delineated in this classification plan (Map 1). They are:

- A) Community Pasture
- B) Provincial Park
- C) Agriculture-Native Environment Lands Co-Major
- D) Outdoor Recreation
- E) Outdoor Recreation Dominant-Agriculture Minor
- F) Wildlife Lands
- G) Natural Lands

The classifications on the Crown Land Classification Map and associated guidelines only apply to the Crown land. For the location of the Crown land within the Planning District refer to Map 2.

ORDER-IN-COUNCIL AREAS

It has been recognized by the Province of Manitoba that certain suitable Crown land areas must be designated for long term allocation. This is achieved by the passing of orders-in-council which designate certain Crown lands to specific uses.

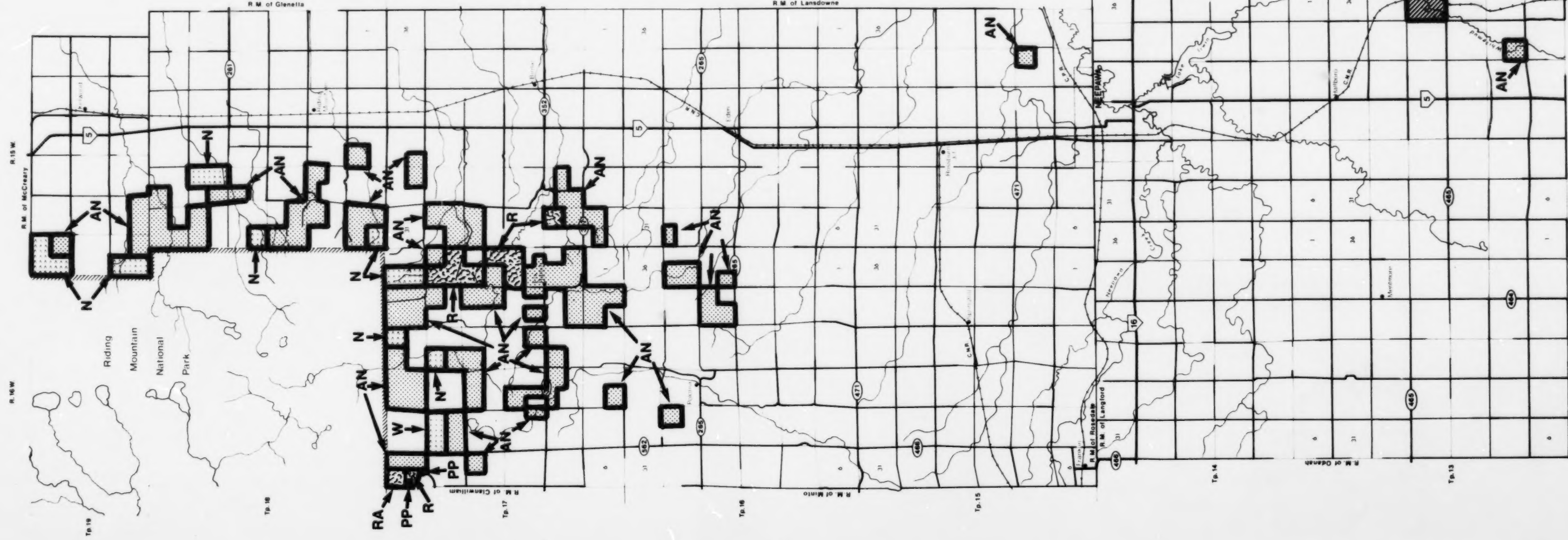
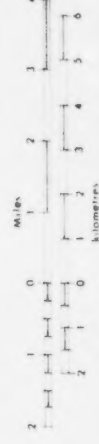
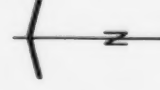
In the Neepawa and Area Planning District there are two such Order-in-Council designations: Langford Community Pasture and Kerr Lake Provincial Park.

NEEPAWA & AREA PLANNING DISTRICT

Map 1. Crown Land
Classification
Plan. (December 1, 1982)

- | | | |
|----|---|--|
| CP | COMMUNITY PASTURES: | |
| PP | PROVINCIAL PARKS: | |
| AN | AGRICULTURE - NATIVE ENVIRONMENT
CO-MAJOR: | |
| W | WILDLIFE: | |
| N | NATURAL LANDS: | |
| R | OUTDOOR RECREATION: | |
| RA | OUTDOOR RECREATION DOMINANT -
AGRICULTURE MINOR: | |

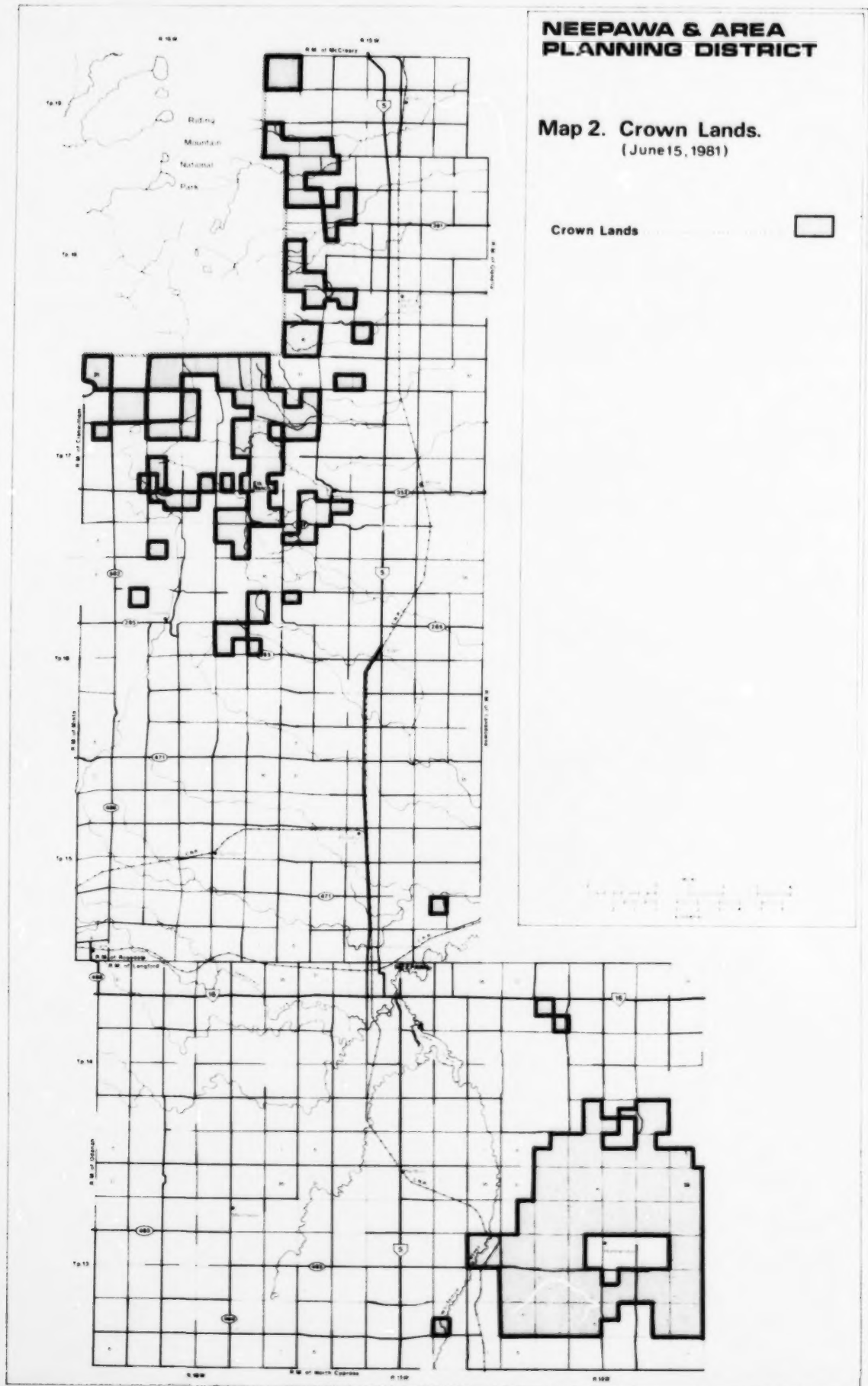
Revised --	



Map 2. Crown Lands.
(June 15, 1981)

Map 2. Crown Lands.
(June 15, 1981)

Crown Lands



A. Community Pasture - Classification CP - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

The Langford Community Pasture is located to the west of Provincial Trunk Highway (PR) #322 and east of PTH #5 in Townships 13 and 14, Ranges 14 and 15 west. The pasture was established in 1948 and comprises about 7,115 hectares (17,580 acres). This includes about 1036 hectares (2,560 acres) of municipal land which the Province has leased to occupy as long as the pasture is in operation.

The Prairie Farm Rehabilitation Administration (PFRA) manages the community pasture program in Manitoba. PFRA provides the development and management expenses of the pasture while the Province acquires the necessary land. The Department of Agriculture, Agriculture Crown Lands Branch is responsible for the Province's activities.

The pasture provides off-farm grazing for local residents in the Community. Patrons are charged a user fee to recover the annual operating costs of the pasture. In addition a municipal levy is also assessed to each patron.

CONCERNS/OBJECTIVES:

To provide areas for grazing by the local farming community. Additionally, to utilize fragile lands and to manage them as effectively as possible for agricultural purposes where appropriate.

The intent of this classification is to identify those lands which have been set aside for agricultural use and those pending order-in-council for the community pasture.

POLICIES/GUIDELINES

1. Community Pasture - CP

The management and operation of the Langford Community Pasture is the responsibility of P.F.R.A., Government of Canada, in conjunction with the Agricultural Crown Lands Branch, Manitoba Government. The management of this Community Pasture shall be guided by the following:

- 1a) The Province of Manitoba in conjunction with the Government of Canada will maintain the community pasture of Langford for the use of the local farming community.

B. Provincial Park Classification PP - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

There is only one small Provincial Special Use Park in the District. Kerr Lake Provincial Park located on part of SW 31-17-16W occupies an area of about 15 hectares (37 acres) along the shore of Kerr Lake. Established in 1978, a development plan for the Park was prepared and the Park then leased to the R.M. of Rosedale to operate according to the Plan.

CONCERNS/OBJECTIVES:

To provide recreation areas which meet the needs of local residents without the degradation of the basic natural resources of the area.

The intent of this classification is to identify those areas which have been set aside for recreational use.

POLICIES/GUIDELINES

2. Provincial Park - PP

The operation of the Kerr Lake Special Use Provincial Park is the responsibility of the R.M. of Rosedale according to the development plan as prepared by the Parks Branch. This Park shall be guided by the following:

- 2a) The Park shall be maintained and operated in accordance with its development plan.

C. Agriculture/Native Environment Lands Co-Major - Classification AN - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

Of the Crown land available in the Planning District which is not presently designated by Order-in-Council, 73 percent or about 5665 hectares (14,000 acres) of Crown land have been classified for integrated agricultural and natural resource use.

CONCERNS/OBJECTIVES:

In recognition of the competing demands for and the importance of the integration of agricultural and resource demands within the Planning District, suitable areas must be delineated for the mutual benefit of agriculture and natural resources.

POLICIES/GUIDELINES:

3. Agriculture - Native Environment Lands Co-Major AN

To integrate agricultural and natural resource production, protection, and utilization in a mutually compatible manner, the following apply:

- 3a) These areas are available for agricultural use, however, management, use and intensity of use will be in keeping with the interests of agriculture and natural resources. Management will be the joint responsibility of the two Departments.
- 3b) Administration of agricultural leases is the responsibility of the Agricultural Crown Lands Section.
- 3c) Depending on the particular quarter section, hay, grazing or some cultivation may be allowed. All are available for long term commitment to agriculture. However, no development is allowed, excepting improvement of 'go-back' or existing fields. This will protect existing native vegetation for a number of purposes.
- 3d) Other general land uses of the Crown land may be permitted if compatible with the basic intent of the classification.

D. Outdoor Recreation - Classification R - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

The majority of the District has low outdoor recreational land capability as defined by Canada Land Inventory. There are no Class 1 or 2 C.L.I. recreation lands and only about 566 hectares (400 acres) of suitable Class 3, unencumbered Crown land.

The intent of this classification is to identify those Crown lands which are C.L.I. Classes 2 and 3 presently unencumbered and all C.L.I. Class 1 lands, regardless of present disposition, (as indicated above there are no Class 1 or 2 lands).

CONCERNS/OBJECTIVES:

To safeguard scarce recreational and scenic resources, and protect these areas from non-compatible uses. To recognize the importance of waterways, waterbodies and shorelines to the public and to protect the integrity and usefulness of these finite resources. To ensure that recreational use may be made of high recreational capability Crown lands in the District and that the recreational opportunities afforded by these areas are assured for future generations.

POLICIES/GUIDELINES:

4. Outdoor Recreation - R

To protect, and minimize or eliminate degradation of high recreational capability lands; to enhance and preserve both local and provincial recreational opportunity and benefits, the following apply:

- 4a) Administration and management of the classified area is the responsibility of the Department of Natural Resources, in particular, the Parks Branch.
- 4b) The area will be kept from development and long term commitment to secondary uses, as such, the area will remain as it occurs in nature. However, particular recreational developments are not excluded.
- 4c) No development will be allowed at this time.
- 4d) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

E. Outdoor Recreation Dominant/Agriculture Minor - Classification RA -
As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

There is only one Crown land quarter section with a C.L.I. capability for recreation of Class 3 or better and presently under agricultural disposition.

CONCERNS/OBJECTIVES:

To ensure that recreational use may be made of high capability Crown lands in the District, even though they are presently under agricultural dispositions, and may remain so for the near future, but that the recreational opportunities afforded by these areas are assured for future generations.

The intent of this classification is to identify those Crown lands which have C.L.I. Classes 2 and 3 and are presently under agricultural use.

POLICIES/GUIDELINES:

5. Outdoor Recreation Dominant/Agriculture Minor - RA

To protect, and minimize or eliminate degradation of high recreational capability and historic capability lands; to enhance and preserve both local and provincial recreational opportunities and benefits; and to mitigate any hardship to present users, the following apply:

- 5a) For the near future, these lands are available for some agricultural use.
- 5b) The specific use is generally the responsibility of the Department of Natural Resources, however, administration of the allowed agricultural use remains the responsibility of the Department of Agriculture.
- 5c) In all cases no new agricultural development or clearing is allowed.
- 5d) When future demand for additional recreational sites in the District and the Province as a whole are identified, existing non-recreational uses will be phased out. However, appropriate notification to existing users will be given to ensure no undue hardship occurs.
- 5e) When existing commitments expire or are dropped, no new long term commitments shall be made unless demand for its recreational use is not apparent.
- 5f) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

F. Wildlife Lands - Classification W - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

Of the Crown land not presently designated by Order-in-Council approximately 600 hectares (1480 acres) or four percent of all Crown land in the Planning District have been classified for the protection of wildlife. This designation excludes agricultural use.

CONCERNS/OBJECTIVES:

Wildlife populations in southern Manitoba are under continuous and increasing pressure from competing land uses which reduce the availability of habitat. There is a desire to maintain and increase habitat wherever possible.

Some of these lands may be considered for official designation through orders-in-council as Wildlife Management Areas. However, existing policies and guidelines as described would still continue for these lands.

POLICIES/GUIDELINES:

6. Wildlife - W

Management of these Crown lands will be the responsibility of the Department of Natural Resources. Specific management and administrative aims may change over time, however, in general, the following apply:

- 6a) In general, these lands are not available for development because of their importance as habitat. These areas are to remain as they occur in nature, though habitat improvement is not excluded.
- 6b) These lands may be available for haying, if the use does not interfere with the wildlife objectives for any particular parcel. Approval of any agricultural use will be at the discretion of the Wildlife Branch. Other non intensive agricultural uses may be allowed if approved by the Wildlife Branch, e.g., bee keeping.
- 6c) Other general land uses will be restricted to those which are supportive and compatible with the intent of the classification. For example, these lands are available for hiking, cross country skiing, bird watching, nature photography, berry and mushroom picking, etc.

G. Natural Lands - Classification N - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

Approximately 810 hectares (2000 acres) has been classified as Natural Lands. These areas have been identified as being erosion prone, fragile or hazard lands.

CONCERNS/OBJECTIVES:

To protect lands from use which will accelerate environmental damage, interfere with natural processes, require public expenditure for remedial works and waste resources.

POLICIES/GUIDELINES:

7. Natural Lands - N

Management of these Crown lands will be the responsibility of the Department of Natural Resources. In general, the following apply:

- 7a) The area will be kept from development and long term commitment to secondary uses (agriculture - forestry). As such, the area will remain as it occurs in nature.
- 7b) No development or agricultural use will be allowed at this time.
- 7c) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

VI. OTHER CONSIDERATIONS

The Crown land plan identified the major classifications for Crown land. There are and will be other site specific uses which are not indicated in the Plan. Recognition of this fact is important as some specific locations, for example, residences, may not be indicated but are nonetheless protected by the very nature of the legal commitment to individuals through the leasing and permitting process of Crown lands.

All site specific uses, that is, most land uses occurring on Crown land utilizing less than 40 acres which are not shown in the plan are listed in Appendix 1.

Additionally, there is the consideration of changes in ownership. From time to time there may be changes in the ownership of Crown land. It is evident that such changes will have an impact on any development scheme or plan. While existing consultative procedures ensure conformance with development plans, appropriate review and consideration of the Crown land classification is important if not essential.

APPENDICES

APPENDIX 1. Site Specific Crown Land Classifications

LOCATION	SIZE	USE	CLASSIFICATION
NONE			

RECORD OF AMENDMENTS